

**The Kentucky Board of Ophthalmic Dispensers**  
**January 21, 2009**

A regular meeting of the Kentucky Board of Ophthalmic Dispensers was conducted January 21, 2009 at the Division of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

Members Present

Granville Smith, Chairman  
Melanie Abner  
Debra Bertke  
John Gleason  
Mark Jacobs

Occupations and Professions

Julie Jackson, Board Administrator  
Carla Claypool, Board Administrator  
Frances Short, Director  
Barbara Rucker, Section Supervisor

Others Present

Mark Brengelman, Board Counsel/  
Assistant Attorney General

Others Absent

J. Michael West, Board Counsel/  
Assistant Attorney General

**Call to Order**

Chairman Smith called the meeting to order at 9:05 a.m.

**Approval of Minutes**

Ms. Abner made a motion to approve the minutes from November 19, 2008 as amended. The motion, seconded by Ms. Bertke, carried.

**Approval of Financial Statement**

Ms. Abner made a motion to approve the financial statement ending December 31, 2008. The motion, seconded by Ms. Bertke, carried.

**Director's Report**

No report.

**Board Counsel Report**

Agreed Order/ JC Penney—settled.

Agreed Order/Eyeglass World—a motion was made by Dr. Jacobs to approve the Settlement Agreement in Administrative Action No. 08-KBOD-0121 and 08-KBOD-0122. The motion, seconded by Ms. Bertke, carried.

Agreed Order/Eyeglass World—a motion was made by Dr. Gleason to have board counsel notify Eyeglass World that the payment agreed to in the settlement terms must be received, in hand, no later than Friday, February 6, 2009. The motion further stated that if full payment was not received, a suit would be filed in Franklin District Court to collect the \$1,000 per the Agreed Order. The motion, seconded by Ms. Bertke, carried.

**Approval of Apprentice Applications**

Ms. Abner made a motion to approve the following applicants for apprentice ophthalmic dispenser licenses. The motion, seconded by Dr. Jacobs, carried.

Janet D. Colwell

Danyelle M. Nally

Final/Approved March 18, 2009

Wanda M. Justice  
Kristy Lynn McCutcheon

Laura S. Nelson  
Linda G. Salyers

### **Approval of Licensees for Termination**

Chairman Smith requested the board administrator notify the six (6) apprentices who currently do not show proof of sponsorship requesting verification of sponsor and related training schedule be sent and received by this office no later than February 1, 2009.

Chairman Smith requested the board administrator send a cease and desist letter to apprentice Pauline Anne Kohrs for not fulfilling the terms of her continuing education extension of September 2008.

### **Approval of Continuing Education Requests**

A motion was made by Dr. Jacobs to approve the continuing education requests from International Vision Expo; and OAO—Ohio Optical Dispensers Board. The motion, seconded by Ms. Bertke, carried.

### **Additional Business**

There are currently 210 active Apprentice Ophthalmic Dispensers, 598 active Ophthalmic Dispensers and 245 inactive Ophthalmic Dispensers in Kentucky.

Letter from Arthur A. Haley, O.D.—Chairman Smith requested the board administrator send an application for the practical examination to Ms. Jenny Newton. The board will consider her application in March and Ms. Newton will be notified whether approved to take the March 18, 2009 practical exam or not.

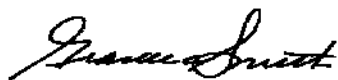
Faxes from William C. Frazier and Carla D. Wilder—a motion was made by Ms. Abner to approve the extension requests with the contingency that the continuing education requirements be met by July 1, 2009. The motion, seconded by Ms. Bertke, carried.

### **Approval of Travel and Per Diem**

Ms. Bertke made a motion to approve travel for the members attending today's meeting. The motion, seconded by Ms. Abner, carried.

Dr. Jacobs made a motion to approve travel for Chairman Smith to attend the ABO/NCLE Board of Director's Meeting April 1-5, 2009, in Napa Valley, California. The motion, seconded by Ms. Abner, carried.

Having no further business to bring before the board, Ms. Bertke made a motion to adjourn at 10:10 a.m. The motion, seconded by Ms. Abner, carried.



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Granville Smith, Chairman